

Bedford Hills, New York
May 21, 2013

The second meeting for the month of May of the Town Board of the Town of Bedford was held on May 21, 2013 at the Town House, 321 Bedford Road, Bedford Hills, New York. The meeting was called to order at 8:02 P.M. by Supervisor Roberts.

Present:	Lee V. A. Roberts	: Supervisor
	Peter Chryssos	: Councilman
	Francis T. Corcoran	: Councilman
	Chris Burdick	: Councilman
	Lisbeth Fumagalli	: Town Clerk
	Eric Gordon	: Town Attorney
	Kevin Winn	: Commissioner of Public Works
	Jeffrey Osterman	: Director of Planning
	Harry Girdlestone	: Sole Assessor
	Edward Ritter	: Town Comptroller
	William Hayes	: Chief of Police
	Amy Pectol	: Receiver of Taxes
Absent:	David Gabrielson	: Councilman

And six (6) residents/observers.

PRESENTATIONS –

2012 Auditors Report and Acceptance of Court Audit

Alan Kassay from the audit firm of O'Connor Davies Munns & Dobbins LLP appeared before the Town Board and reviewed the audit for the 2012 fiscal year for the Town of Bedford.

Conservation Board 2013 Green Awards

Conservation Board Chairman Simon Skolnik along with Board members Betsy Weir and Rosemary Lee presented 2013 Green Awards to:

- Table Local Market
- Katonah Village Improvement Society
- William Colavito
- Branch Out!
- Glenn Ticehurst
- Dr. Michael Finkelstein and SunRaven

Stormwater Management MS4 Annual Report – Jeff Osterman and Kevin Winn

Mr. Osterman and Mr. Winn presented the annual report for stormwater management in the Town of Bedford.

APPROVAL OF CLAIMS

On a motion by Mrs. Roberts, seconded by Mr. Corcoran, the following resolution was ADOPTED

Ayes:	Roberts, Chryssos, Corcoran, Burdick
Nays:	None
Absent:	Gabrielson

RESOLVED, that the following claims for 2013 be allowed for payment from their respective funds,

	2013
General Fund	\$ 130,457.52
Highway Fund	160,520.85
Consolidated Water District	3,340.24
Cedar Downs Water District	1,325.01
Farms Water District	2,419.94
Old Post Road Water District	3,485.69
Trust & Agency	972.36
Drug Abuse	2,610.00
Energy	7,402.97
Special Districts:	
Bedford Village Memorial Park	5,886.19
Bedford Hills Memorial Park	5,395.49
Katonah Memorial Park	7,407.06
Capital Projects	33,967.13
	<u>\$ 365,190.45</u>

MONTHLY REPORTS

Mrs. Roberts advised that the departmental monthly reports were available for review during regular business hours in the Offices of the Town Clerk and the Supervisor as well as on the Town of Bedford website.

DEPARTMENTS

1. Authorize resolution for refund of 2004 bond issue.

On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

REFUNDING BOND RESOLUTION, DATED MAY 21, 2013, AUTHORIZING THE ISSUANCE OF REFUNDING SERIAL BONDS OF THE TOWN OF BEDFORD, IN THE COUNTY OF WESTCHESTER, STATE OF NEW YORK, PURSUANT TO SECTION 90.10 OF THE LOCAL FINANCE LAW OF THE STATE OF NEW YORK, PROVIDING FOR OTHER MATTERS AND MAKING CERTAIN DETERMINATIONS IN RELATION THERETO AND PROVIDING FOR THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY.

WHEREAS, the Town of Bedford, located in the County of Westchester, State of New York (the "Town") previously issued \$10,592,449 principal amount of Public Improvement (Serial) Bonds, Series 2004 (the "Series 2004 Bonds") pursuant to a certificate of determination of the Town Supervisor (sometimes referred to herein as the "Chief Fiscal Officer"), which Series 2004 Bonds are dated September 15, 2004 and matured or mature in annual installments on September 15 in each of the years 2005 to 2019, inclusive, as follows:

\$817,449 in the year 2005,
\$800,000 in the year 2006,
\$800,000 in the year 2007,
\$800,000 in the year 2008,
\$725,000 in the year 2009,
\$750,000 in the year 2010,
\$750,000 in the year 2011,
\$750,000 in the year 2012,
\$750,000 in the year 2013,
\$750,000 in the year 2014,
\$625,000 in the year 2015,
\$625,000 in the year 2016,
\$550,000 in the year 2017,
\$550,000 in the year 2018,
\$550,000 in the year 2019,

WHEREAS, the Series 2004 Bonds were authorized pursuant to one or more serial bond resolutions duly adopted by the Town Board of the Town for the objects or purposes described therein on October 7, 2003, October 21, 2003, November 3, 2003, December 16, 2003, July 20, 2004 and August 3, 2004 and delegated to the Chief Fiscal Officer the power to prescribe the terms, form and contents of and to sell and deliver such serial bonds of the Town; and

WHEREAS, \$4,400,000 aggregate principal amount of the Series 2004 Bonds currently remain outstanding and unredeemed as of the date hereof; and

WHEREAS, it is hereby determined to be in the public interest of the Town to refund all or a portion of said outstanding Series 2004 Bonds in the aggregate principal amount of \$4,400,000, by the issuance of the refunding bonds authorized herein pursuant to Section 90.10 of the Local Finance Law (the “Series 2004 Refunding Bonds”); and

NOW, THEREFORE BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF BEDFORD, IN THE COUNTY OF WESTCHESTER, STATE OF NEW YORK (BY THE AFFIRMATIVE VOTE OF NOT LESS THAN TWO-THIRDS OF THE VOTING STRENGTH OF THE TOWN BOARD OF THE TOWN), AS FOLLOWS:

Section 1. For the purpose of refunding all or a portion of the \$4,400,000 outstanding Series 2004 Bonds and providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay: (i) the refunded principal amount of the Series 2004 Bonds (the “Refunded Bonds”); (ii) the aggregate amount of the unmatured interest payable on the Refunded Bonds to and including the date on which any series of the Refunded Bonds which are callable are to be redeemed prior to their respective maturities in accordance with the Refunding Financial Plan (as hereinafter defined) and attached hereto as Exhibit B and made a part of this resolution; (iii) the costs and expenses incidental to the issuance of the Series 2004 Refunding Bonds (the “Refunding Bonds”) as hereinafter authorized and as described in Exhibit A, including without limitation, the development of the Refunding Financial Plan, costs and expenses of executing and performing the terms and conditions of the Escrow Contract (as hereinafter defined), and any securities supply contract, the premium with respect to any bond insurance policy or policies acquired with respect to the Refunding Bonds (as defined below), discount or compensation of underwriters, fees of bond counsel and financial advisors, rating agency fees, printing and service agency fees and expenses, and fees and charges of the Escrow Holder (as hereafter described); and (iv) the redemption premium, if any, to be paid on any series of the Refunded Bonds which are to be called prior to their respective maturities; there are hereby authorized to be issued in one or more series not exceeding \$4,500,000 aggregate principal amount of refunding serial bonds of the Town pursuant to the provisions of Section 90.10 of the Local Finance Law, it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$3,685,000 as provided in Section 4 hereof. The proposed principal amounts and dates of maturity of such Refunding Bonds are set forth in the Refunding Financial Plan attached hereto.

Section 2. It is hereby determined pursuant to Section 90.10 that:

(a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph (b) of Section 90.10 of the Local Finance Law with respect to each series of the Refunded Bonds;

(b) the aggregate amount of estimated present value savings computed in accordance with subparagraph (a) of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law is not expected to be less than three percent (3.0%) of debt service on the Refunded Bonds paid to stated maturity.

(c) The Town Supervisor is hereby authorized and directed to enter into an escrow contract (the “Escrow Contract”) with a bank or trust company located and authorized to do business in this State as the Town Supervisor shall designate (the “Escrow Holder”) for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law. In addition, the Escrow Contract may include a forward supply or purchase contract or agreement as part thereof or as a separate agreement for the provision of acquiring obligations of the United States of America or unconditionally guaranteed by the United States of America or other obligations or instruments qualified under Section 90.10 of the Local Finance Law or may be necessary for the completion of the Refunding Financial Plan. The Escrow Contract shall contain such terms and conditions as shall be necessary or required, including terms and conditions required for the completion of the

Refunding Financial Plan, including provisions for the Escrow Holder, without further authorization or direction from the Town Board of the Town , except as otherwise provided therein, including, without limitation, (i) to make all required payments of principal, interest and any redemption premiums to appropriate paying agents with respect to the Refunded Bonds, (ii) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the Refunding Financial Plan, and of executing and performing the terms and conditions of the Escrow Contract by the Escrow Holder, (iii) at the appropriate time or times, to cause to be given on behalf of the Town in the manner provided by law the notice of redemption authorized to be given pursuant to Section 8 hereof, and (iv) to invest the moneys held by the Escrow Holder pursuant to the terms of the Escrow Contract and consistent with the provisions of the Refunding Financial Plan. The Escrow Contract shall be irrevocable and shall constitute a covenant with the owners of the Refunding Bonds.

(d) The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the Town with the Escrow Holder pursuant to the terms of the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America, in obligations the principal of and interest on which are unconditionally guaranteed by the United States of America or in obligations or instruments qualified under Section 90.10 of the Local Finance Law, which obligations or instruments shall mature or be subject to redemption at the option of the Escrow Holder not later than the respective dates when such moneys will be required to make payments in accordance with the Escrow Contract and the Refunding Financial Plan. Any such moneys remaining in the custody of the Escrow Holder after the performance in full of the Escrow Contract by the Escrow Holder shall be returned to the Town and shall be applied by the Town Supervisor to the payment of the principal of or interest on the Refunding Bonds then outstanding, to the payment of any amounts required to be paid to the United States of America in connection of with the refunding of the Refunding Bonds or to the payment of or reimbursement for the costs of issuance or other administrative costs incurred in connection with the issuance of the Refunding Bonds. In connection with the investment of moneys held by the Escrow Holder under the Escrow Contract, the Town Supervisor is authorized to execute on behalf of the Town any forward purchase or supply contract for the purchase or supply of the securities described in this subsection (d) at a date subsequent to the delivery of the Refunding Bonds, as is needed to accomplish the purposes of the Refunding Financial Plan.

Section 3. It is hereby determined that the maximum period or periods of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds for each of the objects or purposes for which the Refunded Bonds were issued is no less than as shown on Exhibit A attached hereto and made a part of this resolution taking into account the earlier of the original date of issuance of any such series of serial bonds or bond anticipation notes funded by such series of Refunded Bonds; and

Section 4. The financial plan for the refunding authorized by this resolution (the “Refunding Financial Plan”), showing the sources and amounts of all moneys required to accomplish such refunding, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit B attached hereto and made a part hereof. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount of \$3,685,000 if fully issued and will mature, be of such terms, and bear such interest as set forth in the Refunding Financial Plan. The Town Board of the Town recognizes that the principal amount of the Refunding Bonds, the series, maturities, terms, interest rate or rates borne by the Refunding Bonds, the provisions for redemption thereof prior to maturity and whether or not all of the Refunding Bonds will be insured, and the resulting present value savings are likely to vary from such assumptions and that the Refunding Financial Plan will likely vary from that attached hereto as Exhibit B. The Town Supervisor is hereby authorized and directed to determine the principal amount of the Refunding Bonds to be issued, the series and designation or designations thereof, the time or times of the sale thereof, the maturities and terms thereof, the provisions relating to the redemption of the Refunding Bonds prior to maturity, if any, the rate or rates of interest to be borne thereby, whether or not the Refunding Bonds will be insured in whole or in part or uninsured, and to prepare, or cause to be provided, a final Refunding Financial Plan, all in accordance herewith, and all powers in connection therewith may be exercised by the Town Supervisor; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.10 of the Local Finance Law. The Town Supervisor shall file a copy of a certificate determining the details of the Refunding Bonds

and the final Refunding Financial Plan with the Town Clerk within ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The faith and credit of the Town are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on the Refunding Bonds becoming due and payable in such year. To the extent that the same are not paid from other sources, there shall be annually levied on all the taxable real property in the Town a tax sufficient to pay the principal of and interest on the Refunding Bonds as the same become due and payable.

Section 6. Proceeds from the sale of the Refunding Bonds, including any accrued interest and, together with interest earned thereon, which shall be required for the payment of the principal of and interest on the Refunded Bonds, including any redemption or call premiums, in accordance with the Refunding Financial Plan, shall be irrevocably committed and pledged to such purpose and the owners of the Refunded Bonds shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. The pledge and lien provided by this resolution shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding against all parties having claims of any kind in tort, contract, equity, at law or otherwise against the Town irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledge and lien, need be filed or recorded.

Section 7. In accordance with the terms of the Refunded Bonds and the provisions of Section 53.00 and of paragraph (h) of Section 90.10 of the Local Finance Law, and subject only to the issuance of the Series 2004 Bonds, as herein authorized, the Town hereby elects to call in and redeem all or a portion of the Series 2004 Bonds maturing on or after September 15, 2014 on September 15, 2013. The sum to be paid therefor on such redemption dates shall be the par value thereof plus the redemption premium, if any, as provided in the issuance proceedings for the Series 2004 Bonds and the accrued interest to such redemption date. The Escrow Holder is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the Town in the manner and within the times provided in the issuance proceedings for the Series 2004 Bonds respectively. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Series 2004 Bonds the direction to the Escrow Holder to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the notice, requirements of paragraph (a) of Section 53.00 of the Local Finance Law, or any successor law thereto. It is hereby determined that with respect to the series of Refunded Bonds to be called in and redeemed as provided in this Section 7, it is to the financial advantage of the Town not to charge, impose and collect or receive from registered owners of the Refunded Bonds mailing, shipping, insurance or other similar charges in connection with such redemption or calls. Accordingly, pursuant to paragraph (c) of Section 70.00 of the Local Finance Law, no such charges shall be so charged, collected or received by the Chief Fiscal Officer, as fiscal agent.

Section 8. The Refunding Bonds shall be sold at either a private sale or public sale, and the Town Supervisor is hereby authorized to execute a purchase contract on behalf of the Town for the sale of the Refunding Bonds, provided that the terms and conditions of such sale shall be approved by the State Comptroller and further provided that, prior to the issuance of the Refunding Bonds the Town Supervisor shall have filed with the Town Board of the Town a certificate approved by the State Comptroller pursuant to subdivision 2 of paragraph (g) of Section 90.10 of the Local Finance Law setting forth the present value savings to the Town resulting from the issuance of the Refunding Bonds. In connection with such sale, the Town Board of the Town hereby authorizes the preparation of an Official Statement and approves its use in connection with such sale, and further consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is executed and available for distribution, all in accordance with applicable State and Federal securities laws, rules and regulations.

Section 9 The Town Board of the Town hereby appoints the law firm of Squire Sanders (US) LLP of New York, New York, as bond counsel in connection with the issuance and sale of the Refunding Bonds. The Town Board of the Town hereby appoints the firm of New York Municipal

Advisory Corporation (“NYMAC”) of Syosset, New York, as financial advisor in connection with the issuance and sale of the Bonds. The power to appoint the Escrow Holder, as that term is referred to herein, and a senior managing underwriter for the sale of the Refunding Bonds if sold at private sale, is hereby delegated to the Supervisor of the Town, as chief fiscal officer of the Town.

Section 10. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Refunding Bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town, without limitation as to rate or amount.

Section 11. The Town Supervisor, pursuant to Sections 50.00, 90.00, 90.10 and 168.00 of the Local Finance Law, and all other officers, employees and agents of the Town are hereby authorized and directed for and on behalf of the Town to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including to correct or amend the documents and certificates authorized to complete the transactions contemplated by this resolution.

Section 12. All other matters pertaining to the terms, issuance and sale of the Refunding Bonds consistent with the provisions of Section 90.10 of the Local Finance Law shall be determined by the Town Supervisor and the powers in connection therewith not otherwise heretofore delegated thereto are hereby delegated to the Town Supervisor.

Section 13. The Town intends to issue the obligations authorized by this resolution to finance the costs of the purposes described herein for the completion of the Refunding Financial Plan. The Town covenants for the benefit of the holders of the Refunding Bonds that it will not make any use of (a) the proceeds of the Refunding Bonds, any funds reasonably expected to be used to pay the principal of or interest on the Refunding Bonds or any other funds of the Town, and (b) the purposes financed with the proceeds of the Refunding Bonds, which would cause the interest on which to become subject to Federal income taxation under the Internal Revenue Code of 1986, as amended (the “Code”) (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the Town to any penalties under Section 148 of the Code, and that it will not take any action or omit to take any action with respect to the Refunding Bonds or the proceeds thereof, if such action or omission would cause the interest on the Refunding Bonds to become subject to Federal income taxation under the Code (except for the federal alternative minimum tax imposed on corporations by Section 55 of the Code), or subject the Town to any penalties under Section 148 of the Code. The foregoing covenants shall remain in full force and effect notwithstanding the defeasance of the Refunding Bonds or any other provision hereof until the date which is sixty (60) days after the final maturity date or earlier prior redemption date thereof. The proceeds of the Refunding Bonds may be applied to reimburse expenditures or commitments made for the purposes on or after a date which is not more than sixty (60) days prior to the adoption date of this resolution by the Town.

Section 14. For the benefit of the holders and beneficial owners from time to time of the Refunding Bonds, the Town agrees, in accordance with and as an obligated person with respect to the Refunding Bonds under, Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the Town’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the Town Supervisor is authorized and directed to sign and deliver, in the name and on behalf of the Town, the commitment authorized by subsection 6(c) of the Rule (the “Commitment”) to be placed on file with the Town Clerk, which shall constitute the continuing disclosure agreement made by the Town for the benefit of holders and beneficial owners of the Refunding Bonds in accordance with the Rule, with any changes or amendments that are not inconsistent with this resolution and not substantially adverse to the Town and that are approved by the Town Supervisor, on behalf of the Town, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed, collectively by this paragraph and the Commitment, shall be the Town’s continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the Town would be required to incur to perform thereunder. The

Town Supervisor is further authorized and directed to establish procedures in order to ensure compliance by the Town with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the Town Supervisor shall consult with, as appropriate, the Town Attorney and bond counsel or other qualified independent special counsel to the Town and shall be entitled to rely upon any legal advice provided by the Town Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 15. The validity of the Refunding Bonds may be contested only if such obligations are authorized for objects or purposes for which the Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of publication, or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 16. When this bond resolution takes effect, it shall be published in full by the Town Clerk, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the *Bedford Pound Ridge Record Review* a newspaper having a general circulation in the Town and which is hereby designated as the official newspaper of the Town for such purpose.

Section 17. This bond resolution shall take effect immediately upon its adoption by the Town Board of the Town.

Town of Bedford, New York

Exhibit A to the Refunding Bond Resolution,

Dated May 21, 2013,

of the Town of Bedford

in the County of Westchester, State of New York

Series 2004 Bonds–Refunding Bonds - Estimated Debt Service Schedule

9/15/2013	\$35,000
9/15/2014	775,000
9/15/2015	640,000
9/15/2016	630,000
9/15/2017	545,000
9/15/2018	535,000
9/15/2019	525,000

Exhibit B to the Refunding Bond Resolution,

dated May 21, 2013

of the Town of Bedford,

in the County of Westchester, State of New York

Refunding Financial Plan

	Current Bond Schedule			Projected Bond Schedule			Projected Savings
	Principal	Interest	Debt Svc	Principal	Interest	Debt Svc	
2013	-	78,047	78,047	35,000	12,283	47,283	30,764
2014	750,000	131,719	881,719	775,000	73,000	848,000	33,719
2015	625,000			640,000			33,906

		106,406	731,406			57,500	697,500		
2016	625,000	84,531	709,531		630,000	44,700	674,700		34,831
2017	550,000	61,875	611,875		545,000	32,100	577,100		34,775
2018	550,000	41,250	591,250		535,000	21,200	556,200		35,050
2019	550,000	20,625	570,625		525,000	10,500	535,500		35,125
									\$238,170

2. Extension of contract for tree removal and pruning.
On a motion by Mr. Corcoran, seconded by Mr. Burdick, the following resolution was ADOPTED
Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby extend the existing contract for tree removal and pruning with All American Tree care for a one (1) year period from May 1, 2013 to April 30, 2014 as per the memorandum dated May 15, 2013 from Kevin Winn, Commissioner of Public Works:

Tree Removal/Stump Grinding Bid					
	Hawthorne	Wade	Toms	All American	SavATree
Tree Removal					
A. 12 " Diameter	No Bid	\$200	250	79	100
B. 12" to 18" Diameter		400	450	210	250
C. over 18" to 24" Diameter		825	550	449	475
D. Over 24" to 30" Diameter		980	850	749	725
E. Over 30" to 36" Diameter		1495	1650	830	950
F. over 36" to 42" Diameter		3225	2400	1000	1400
G. Over 42" to 48" Diameter		3975	2750	1475	1970
H. Over 48" Diameter		4100	3000	1800	2450
Stump Removal					
I. Up to 12" Diameter		65	50	25	50
J. 12" to 18" Diameter		110	104	34	60
K. over 18" to 24" Diameter		165	147	40	70
L. Over 24" to 30" Diameter		210	189	70	90
M. Over 30" to 36" Diameter		290	231	85	110
N. over 36" to 42" Diameter		365	273	99	175
O. Over 42" to 48" Diameter		490	315	115	225
P. Over 48" Diameter		600	336	139	225
Average		\$1,093.44	\$846.56	\$ 449.94	\$ 582.81

Emergency Tree Removal Work Price Quote					
	Hawthorne	Wade	Toms	All American	SavATree
Rates per hour					
A. Aerial Lift Truck (Bucket Truck) with operator and hoisting/cutting equip.	No Bid	\$127.50	\$125.00	\$99.00	\$99.75
B. Brush Chipper and Operator		\$105.00	\$81.50	\$85.00	\$87.00
C. Forestry Truck and Operator		\$105.00	\$95.00	\$99.00	\$95.00
D. Additional Operators/Laborers as needed		\$35.50	\$42.00	\$40.00	\$45.00
E. Grapple Truck 10 c.y. min. capacity with hydraulic articulating grappling arm and mechanical claw capable of picking up		\$105.00	\$165.00	\$99.00	\$99.75

log sections up to 60" Diameter or more if					
needed with operator					
Average		\$95.60	\$101.70	\$84.40	\$85.30

Routine Branch Removal and Tree Thinning Work Price Quote					
Rates per hour	Hawthorne	Wade	Toms	All American	SavATree
A. Aerial Lift Truck (Bucket Truck) with operator and hoisting/cutting equip.	No Bid	\$127.50	\$105.00	\$89.00	\$99.00
B. Brush Chipper and Operator		\$105.00	\$81.50	\$79.00	\$85.00
C. Forestry Truck and Operator		\$105.00	\$80.00	\$79.00	\$93.00
D. Additional Operators/Laborers as needed		\$35.50	\$42.00	\$37.00	\$42.00
E. Grapple Truck 10 c.y. min. capacity with hydraulic articulating grappling arm and mechanical claw capable of picking up log sections up to 60" Diameter or more if Needed with operator		\$105.00	\$155.00	\$89.00	\$99.00
Average		\$95.60	\$92.70	\$74.60	\$83.60

CORRESPONDENCE

1. Request for approval of application for permit to film.
On a motion by Mr. Corcoran, seconded by Mr. Burdick, the following resolution was ADOPTED
Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby grant approval to CeCe Warren of Punched in the Head Productions, 540 President Street, Brooklyn, New York to film at the home owned by Joan K. Green at 23 New Street, Katonah, New York from 7am to 7pm on Thursday, May 23, 2013.

PERSONNEL

1. Recommendation to appoint Jason A. Ruscillo to Police Officer.
On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED
Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby approve the appointment of Jason A. Ruscillo to the position of Police Officer, 4th Grade, in the Town of Bedford Police Department, pending psychological/emotional fitness and medical evaluation, to fill the vacancy created by the retirement of Patrick Lenahan, pending approval from the Commissioner of Human Resources for Westchester County, at an annual salary per the PBA contract of \$61,746, with a tentative start date of June 17, 2013, as per the memorandum dated May 16, 2013 from Joan Gallagher, Director of Personnel.

2. Recommendation to appoint Jeffrey M. Gulick to Police Officer.
On a motion by Mr. Burdick, seconded by Mr. Chryssos, the following resolution was ADOPTED
Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby approve the appointment of Jeffrey M. Gulick to the position of Police Officer, 4th Grade, in the Town of Bedford Police Department, pending psychological/emotional fitness and medical evaluation, to fill the vacancy created by the retirement of Matthew DiBiase, pending approval from the Commissioner of Human Resources for Westchester County, at an annual salary per the PBA contract of \$61,746, with a tentative start date of June 17, 2013, as per the memorandum dated May 16, 2013 from Joan Gallagher, Director of Personnel.

OLD BUSINESS

1. Fellowship Hall request for extension of PILOT (held over from May 7th meeting).
On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was
ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick

Nays: None

Absent: Gabrielson

WHEREAS, Fellowship Hall, a housing project for the aged of low income, sponsored by the Trustees of the Presbyterian Society of Mount Kisco, shown and designated on the tax map as Section 60.15 Block 1 Lot 21, was granted certain relief from property taxes pursuant to Town Board resolution dated November 18, 1975, for a five (5) year period, and

WHEREAS, by resolutions dated May 18, 1982, May 20, 1986, October 15, 1991, May 21, 1996 and May 15, 2001 said tax relief was extended for five (5) – five (5) year periods, and for a one (1) year period by resolution dated May 16, 2006 and for a five (5) year period by resolution dated June 5, 2007, and

WHEREAS, by letter dated April 30, 2013, Lauren Majdanski, Office Manager of Fellowship Hall, Inc., requested another five (5) year period,

NOW, THEREFORE, BE IT RESOLVED

THAT the Town Board of the Town of Bedford does hereby consent that the premises of Fellowship Hall, Inc., consisting of certain real property known as Section 60.15 Block 1 Lot 21 on the Tax Assessment Maps of the Town of Bedford shall continue to receive certain tax relief from local and municipal tax, other than assessments for local improvements, acquired for the project at the time of its acquisition by the limited-profit housing company, provided that the amount of such taxes to be paid shall not be less than ten per centum of the annual shelter rent or carrying charges of such project, where shelter rent shall mean total rents received from the occupants of the project, less the cost of providing to the occupants electricity, gas, heat and other utilities, and

BE IT FURTHER RESOLVED

THAT said tax relief shall operate and continue for a five (5) year period through and including the tax year covered by the tax assessment roll to be filed June 1, 2017, without prejudice to Fellowship Hall, Inc., to reapply for a tax relief continue for a period longer than the mortgage loss of the company are outstanding and shall terminate sooner if the project shall cease to be owned and operated by a corporation organized pursuant to Article II of the Private Housing Finance Law.

2. Accept changes in Zoning and Building Code to send to the Planning Board and Westchester County. Set Public Hearing.
On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was
ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick

Nays: None

Absent: Gabrielson

RESOLVED that the Town Board does hereby set a public hearing to consider changes in the Zoning and Building code for at June 18, 2013 at 7:45pm the Town House, 321 Bedford Road, Bedford Hills, New York.

NEW BUSINESS

1. Consider Climate Smart Communities Service Strategy.

On a motion by Mrs. Roberts, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby agree that the Town of Bedford should move forward with the Climate Smart Communities Service Strategy dated May 2013 in order to begin to measure the progress made to date in the Climate Action Plan and on reducing carbon emissions.

2. Set Work Session on Court with Judges.

On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby set a work session on the court with the Town of Bedford judges for July 2, 2013 at 7pm at the Town House, 321 Bedford Road, Bedford Hills, New York.

Accept Court Audit

On a motion by Mr. Chryssos, seconded by Mr. Burdick, the following resolution was ADOPTED

Ayes: Roberts, Chryssos, Corcoran, Burdick
Nays: None
Absent: Gabrielson

RESOLVED that the Town Board does hereby acknowledge the receipt of and accept the Audit of the Town of Bedford Court, Statement of Cash Receipts, Cash Disbursements and Cash Balances for the 2012 fiscal year as presented by the auditing firm of O'Connor Davies Munns & Dobbins LLP.

There being no further discussion the meeting was adjourned at 9:40pm.

Lisbeth Fumagalli, Town Clerk